

**ORDINANCE NO. O-19-667**

**AN ORDINANCE OF THE CITY OF MAPLE VALLEY,  
WASHINGTON, AMENDING TITLE 3 OF THE MAPLE  
VALLEY MUNICIPAL CODE ENTITLED “REVENUE AND  
FINANCE,” TO ADD CHAPTER 3.45 ENTITLED  
“DONATIONS OF PROPERTY TO CITY,” PROVIDING  
FOR SEVERABILITY, AN EFFECTIVE DATE AND  
CORRECTIONS**

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WHEREAS, the Maple Valley Municipal Code (MVMC) includes a title, Title 3, entitled “Revenue and Finance”; and

WHEREAS, Chapter 35.21.100 RCW authorizes cities to accept gifts by ordinance and to follow certain procedures when accepting gifts; and

WHEREAS, in Maple Valley, our City Council has delegated authority to the City Manager to accept donations of art (See MVMC 3.35.040), but the city code is silent as to the acceptance of other donations; and

WHEREAS, it is the City Council’s desire to delegate authority to the City Manager to accept donations, in addition to art, with a monetary value of up to \$10,000, and to establish procedures for acceptance; and

WHEREAS, the City Council would like to amend Title 3 of the Maple Valley Municipal Code to add Chapter 3.45 entitled “Donations of Property to City”; and

WHEREAS, the City Council would like to ratify any and all donations of property (both monetary and non-monetary) that occurred prior to this code amendment;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Amendment. Title 3 of the Maple Valley Municipal Code entitled “Revenue and Finance” is hereby amended to add Chapter 3.45, entitled “Donations of Property to City,” as follows:

## **Chapter 3.45**

### **DONATIONS OF PROPERTY TO CITY**

Sections:

**3.45.010 Administration.**

**3.45.020 Use**

**3.45.030 Acceptance**

The City Manager or City Manager's designee shall have the responsibility for the administration of all donations to the city.

#### **3.45.020 Use.**

In the event a donor has indicated a desire for a particular use by the city of a donation, such donation shall, to the extent reasonably feasible, be used consistent with the donor's desired use. If a donor has not specified a particular desired use, the donation may be used for any municipal purpose.

#### **3.45.030 Acceptance.**

All monetary and nonmonetary donations with a current value of up to \$10,000 may be approved and accepted for the city by the City Manager. All donations with a value greater than \$10,000 must be approved by the city council before acceptance. The City Manager shall estimate the value of any nonmonetary donation not supported by a bona fide appraisal, for purposes of compliance with this section.

Section 2 Ratification. Any and all donations of property to the City (both monetary and non-monetary) made prior to the adoption of this Ordinance are hereby ratified.

Section 3. Severability. If any section, subsection, clause, sentence, or phrase of this ordinance should be held invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 4. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

Section 5. Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and the Code Reviser are authorized to make necessary corrections to this Ordinance, including the correction of clerical errors; references to other local, state or federal laws, codes, rules, or regulations; or section/subsection numbering.

**ADOPTED ON MAY 28, 2019 AT A SPECIAL MEETING BY THE CITY COUNCIL  
OF THE CITY OF MAPLE VALLEY:**

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MAYOR SEAN P. KELLY

ATTEST/AUTHENTICATED:

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CITY CLERK, SHAUNNA LEE-RICE

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY:

BY \_\_\_\_\_  
PATRICIA TARADAY

FILED WITH THE CITY CLERK:

PASSED BY THE CITY COUNCIL:

Date of Publication: 05/31/2019

Effective Date: 06/04/2019

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